

1 Thomas F. Feerick, Esq. (SBN176412)
2 **FEERICK & ASSOCIATES**
3 539 Encinitas Boulevard, Suite 107
4 Encinitas, California 92024
5 Telephone: (760) 632-4850
6 Facsimile: (760) 632-4853

7 Robert A. Waller, Jr., Esq. (SBN 169604)
8 **LAW OFFICE OF ROBERT A. WALLER, JR.**
9 539 Encinitas Boulevard, Suite 107
10 Encinitas, California 92024
11 Telephone: (760) 753-3118
12 Facsimile: (760) 753-3118

13 Attorneys for Plaintiffs

14
15 **UNITED STATES DISTRICT COURT**
16
17 **NORTHERN DISTRICT OF CALIFORNIA, SAN JOSE DIVISION**
18

VICTOR THOME, THOMAS F. FEERICK,)	CASE NO. C-11-00676-PSG
)	
Plaintiffs,)	STIPULATION AND PROPOSED
)	ORDER CONTINUING CASE
v.)	MANAGEMENT STATEMENT
)	
U.S. FOOD AND DRUG)	Current CMC Date: June 14, 2011
ADMINISTRATION, U.S. DEPT. OF)	
HEALTH AND HUMAN SERVICES,)	
)	
Defendants.)	

19 This is a Freedom of Information Act case. This case is currently scheduled for an initial
20 case management conference on June 14, 2011.

21 Defendant's motion to dismiss is currently scheduled for hearing on July 26, 2011. The
22 parties believe that a case management conference will be more productive after the Court rules
23 on the motion.

24 //

25 //

26 //

27 //

28 //

1 Accordingly, the parties hereby STIPULATE and respectfully request that the case
2 management conference set for June 14, 2011 be continued to a date after the hearing on the
3 motion to dismiss.

4 Respectfully submitted,
5 DATED: June 1, 2011 FEERICK & ASSOCIATES

6 /s/ Thomas F. Feerick
7 THOMAS F. FEERICK, ESQ.
8 Co-Counsel for Plaintiffs

9 DATED: June 1, 2011 MELINDA HAAG
10 United States Attorney

11 /s/ Claire T. Cormier
12 CLAIRE T. CORMIER¹
13 Assistant United States Attorney

14 ~~PROPOSED~~ ORDER

15 Pursuant to the stipulation of the parties and good cause appearing, the case management
16 conference, previously scheduled for June 14, 2011, is hereby continued to August 16,
17 2011 at 2:00 p.m. The parties shall submit a joint case management statement no later than seven
18 days prior to that date.

19 DATED: June __, 2011

20 PAUL S. GREWAL,
21 UNITED STATES MAGISTRATE JUDGE

22
23
24
25
26
27
28 ¹ I, Claire T. Cormier, hereby attest that Mr. Feerick authorized me to electronically sign
this document on his behalf.